

BY-LAW 409
A BY-LAW RELATING TO THE OPERATION OF RETAIL BUSINESSES
WITHIN THE TOWN OF OROMOCTO

The Council of the Town of Oromocto under the authority invested in it by Section 11(1) (e.1) of the **Municipalities Act** enacts as follows:

DEFINITIONS

1. In this By-Law:

- (1) "Closed" means not open for the service of a customer;
- (2) "Open" means open for the service of a customer;
- (3) "Retail Business" means the renting or offering for rent, selling or offering for sale any goods, chattels or services by retail;
- (4) "Prescribed Day of Rest" means:
 - a. New Year's Day
 - b. Good Friday
 - c. Victoria Day
 - d. Canada Day
 - e. New Brunswick Day
 - f. Labour Day
 - g. Thanksgiving Day
 - h. Remembrance Day
 - i. Christmas Day
 - j. Boxing Day
 - k. Any day appointed by any Statute in force in the Province or by Proclamation of the Governor General or Lieutenant Governor as a general holiday within the Province; and
- (5) "Weekly Day of Rest" means Sunday.

2. A person:

- (1) may open or permit to be opened any retail business on the Weekly Day of Rest between the hours of 12:00 pm and 5:00 pm, except those establishments exempted under the Days of Rest Act;
- (2) shall not open or cause to be opened any retail business within the Town of Oromocto on any of the Prescribed Days of Rest as defined in section 1, subparagraph 4 above, and Easter Sunday;

PENALTY

3. Every person who violates or fails to comply with this by-law commits an offence punishable under Part II of the Provincial Offences Procedure Act as a Category C offence.

READ FIRST TIME BY TITLE ONLY: 18 August 2005

READ SECOND TIME IN ITS ENTIRETY: 22 September 2005

READ THIRD TIME FOR ENACTMENT: 20 October 2005

A Wayne Carnell
CAO/Clerk

Fay L Tidd
Mayor